

APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR 22 1999
Returned to applicant for correction _____
Corrected application filed _____
Map filed DECREE MAPS

The applicant **DANGBERG HOLDINGS NEVADA, LLC**, hereby makes application for permission to change the **Point of Diversion of a Portion** of water heretofore appropriated under **Carson River Claim Nos 815 and 816**

1. The source of water is **The Carson River and Tributaries**
2. The amount of water to be changed **540.55 Acre Feet**
3. The water to be used for **Storage**
4. The water heretofore permitted for **Storage as Decreed**
5. The water is to be diverted at the following point **from Indian Creek in the NW¼ SE¼ of Section 10, T11N, R20E, to Mud Lake Reservoir Storage as shown on Page 81 of the Alpine Decree**
6. The existing permitted point of diversion is located within **from the right bank of the East Fork of the Carson River in the SE¼ SE¼ of Section 23, T12N, R20E MDB&M (Allerman Canal) as shown on Page 29 of the Alpine Decree**
7. Proposed place of use **to be determined by Secondary Permits in the event of a change in the Historic Place of Use.**
8. Existing place of use **Allerman Reservoirs No 1, 2 and 4 as shown under Carson River Claims No. 815 and 816 on Page 146 of the Alpine Decree.**
9. Use will be from **As Decreed to As Decreed** of each year.
10. Use was permitted from **As Decreed to As Decreed** of each year.
11. Description of proposed works **Existing diversion structure in Indian Creek which diverts water to Mud Lake Reservoir as described under Carson River Claim No. 463**
12. Estimated cost of works **Completed**
13. Estimated time required to construct works **Completed**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks: **Applicant intends to move one half of the storage right under Carson River Claim Nos 815 and 816 from Dangberg Reservoirs 1, 2, and 4 to Mud Lake Reservoir. The 540.55 acre feet will be diverted from Indian Creek to Mud Lake Reservoir during the non-irrigation season as determined by the Federal Water Master.**

By **B.J. Vasey**
s/**B.J. Vasey**
P.O. Box 1120
Minden, Nevada 89423

Compared dl/nsr hf/cmf

Pro. overruled 7-26-00 See Ruling 4952

Protested 7-9-99 by Settlemeyer Ranches, Inc; by Carson Water
Subconservancy District; 7-8-99 by the Stodieck Farm;

WD 10-28-99

WD 10-26-99

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of Claim Nos. 815 and 816 of the Carson River as heretofore granted under the Final Carson River Decree No. D-183, in the District Court of the United States in and for the District of Nevada, is issued subject to the terms, conditions and irrigation period imposed in said Final decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

A measuring device and continuous recorder approved by the Federal Water Master and the State Engineer shall be installed, operated, and maintained by the applicant to measure:

- a. water diverted to Mud Lake for storage;
- b. water released/pumped from Mud Lake under this permit;
- c. water flowing in Indian Creek above the point where the water is delivered from Mud Lake;
- d. water entering the East Fork of the Carson River.

All records of measurements must be submitted to the Federal Water Master on a monthly basis.

All water stored and released from Mud Lake under this permit shall be used on lands historically irrigated under Claims 815 and 816.

Any water that is diverted and is not used for irrigation during the current irrigation season under Claims 815 and 816 shall be released/pumped to the East Fork of the Carson River to continue down stream to other priority users after the irrigation season ends. There will be no carry over storage under this permit.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 540.55 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

September 22, 2001

Proof of completion of work shall be filed before:

October 22, 2001

Water must be placed to beneficial use on or before:

September 22, 2005

Proof of the application of water to beneficial use shall be filed on or before:

October 22, 2005

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 22nd day of, September A.D. 2000

Hugh Ricci, P.E.
State Engineer

Completion of work filed NOV 08 2001

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____